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OFFICE OF PETITIONS

In re Application of:
Elliott
Application No. 10/701,219
Filed: November 4, 2003
Attorney Docket No. 10/CIP(2)
For: ADJUSTABLE PIPE REPAIR CLAMP
INSTALLATION TOOL

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed February 16, 2007 (certificate of mailing date February 13, 2007) to revive the above-identified application.

As a preliminary matter, the application file does not indicate a change of address has been filed in this case, although the address given on the petition differs from the address of record. A change of address should be filed in this case in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address noted on the petition. However, until otherwise instructed, all future correspondence regarding this application will be mailed solely to the address of record.

The above-identified application became abandoned for failure to submit a proper reply to the January 31, 2006 final Office action which set an extendable three month period for reply. Applicant filed an amendment after final on May 2, 2006 (certificate of mailing date April 27, 2006). The amendment after final failed to place the application in condition for allowance. A Notice of Abandonment was mailed on September 1, 2006.

Applicant has submitted a RCE, amendment, and required fee in reply to the January 31, 2006 final Office action, an acceptable statement of the unintentional nature of the delay in responding to the January 31, 2006 final Office action, and the petition fee.

The petition under 37 CFR 1.137(b) is **GRANTED**.

After the mailing of this decision the application will be forwarded to Technology Center AU 3679 for consideration of the RCE and amendment filed on February 16, 2007 (certificate of mailing date February 13, 2007).

Telephone inquiries may be directed to the undersigned at (571) 272-3230.



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